

3. The structure of claim [1]36, wherein each second region comprises an arcuate cutout.
4. The structure of claim [1]38, wherein each of said barb roots is connected to a pair of barbs, said pair of barbs pointing in opposite directions along a longitudinal axis of said tape.
5. The structure of claim [4]36, wherein:
the continuous piece of elongated metal tape has a plurality of first regions, a plurality of second regions, and a plurality of third regions; and
a distance between the barb points of said pair of barbs is the same as a distance between adjacent ones of said second regions of said tape.
9. The structure of claim [13]37, wherein a width of each of the flanges in [the]each first region is greater than a width of each of the flanges in each second region, and wherein a width of each of the flanges in each third region is greater than a width of each of the flanges in each second region.
12. The structure of claim [8]37, wherein a width of each of the flanges in each second region is equal to a width of each of the flanges in each third region.
16. The structure of claim [8]37, wherein:
the continuous piece of elongated metal tape has a plurality of first regions, a plurality of second regions, and a plurality of third regions; and
a distance between the barb points of said pair of barbs is approximately the same as the distance between adjacent ones of said second regions of said tape.

Please add new claims 31-40 as follows:

31. A barrier structure comprising a metal tape, the metal tape comprising:
an elongate body defining a longitudinally extending channel;
a pair of elongate flanges extending transversely from each side of the channel;
barbs spaced along the metal tape and connected to the tape by respective barb roots;
wherein the flanges have respective edges with first edge portions adjacent to the
barbs, second edge portions adjacent to the first portions, and third edge portions adjacent to
the second edge portions; and
wherein the second edge portions are not continuous with the first edge portions and
the second edge portions are not continuous with the third edge portions
32. The barrier structure of claim 31, wherein the first edge portions are longitudinally
aligned
with adjacent third edge portions.
33. The barrier structure of claim 31, wherein the first edge portions are not longitudinally
aligned
with adjacent third edge portions.
34. The barrier structure of claim 31, wherein the channel does not receive a reinforcing
wire.
35. The barrier structure of claim 31, wherein the channel forms an arc extending between
the
flanges, the arc having an angle of approximately 180 degrees.

36. A barrier structure comprising a continuous piece of elongated metal tape, said metal tape comprising:

an elongate body defining a longitudinally extending channel and an elongate flange extending transversely from each side of said channel;

barb roots spaced along said tape and secured to said flanges;

a pair of tapered barbs secured to a barb root, said pair of tapered barbs extending in opposing longitudinal directions, and each of said tapered barbs forming a barb point;

a first region of said elongate body adjacent to the barb root;

a second region of said elongate body adjacent to the first region distal from the adjacent barb root;

a third region of said elongate body adjacent to the second region distal from said first region, the third region extending lengthwise from the second region and meeting a corresponding third region extending lengthwise away from another second region;

wherein:

a width of the flanges in the first region is greater than a width of the flanges in the second region, and wherein a width of the flanges in the third region is greater than the width of the flanges in the second region; and

said channel does not receive a reinforcing wire.

37. A barrier structure comprising a continuous piece of elongated metal tape, said metal tape comprising:

an elongate body defining a longitudinally extending channel and an elongate flange extending transversely from each side of said channel;

barb roots spaced along said tape and secured to said flanges;

a pair of tapered barbs secured to a barb root, said pair of tapered barbs extending in opposing longitudinal directions, and each of said tapered barbs forming a barb point;

a first region of said elongate body adjacent to the barb root;

a second region of said elongate body adjacent to the first region distal from the adjacent barb root;

a third region of said elongate body adjacent to the second region distal from said first region, the third region extending lengthwise from the second region and meeting a corresponding third region extending lengthwise away from another second region;

wherein:

the width of the flanges in the first region is greater than the width of the flanges in each third region; and

said channel describes an arc extending between the flanges, the arc extending less or equal to approximately 180°.

38. A barrier structure comprising a continuous piece of elongated metal tape, said metal tape comprising:

an elongate body defining a longitudinally extending channel and an elongate flange extending transversely from each side of said channel;

barb roots spaced along said tape and secured to said flanges;

a pair of tapered barbs secured to a barb root;

a first region of said elongate body adjacent to the barb root;

a second region of said elongate body adjacent to the first region distal from the adjacent barb root;

a third region of said elongate body adjacent to the second region distal from said first region, the third region extending lengthwise from the second region and meeting a corresponding third region extending lengthwise away from another second region;

wherein:

the second region comprises an arcuate cutout; and

said channel does not receive a reinforcing wire and wherein said channel describes an arc extending between the flanges, the arc extending about 180°.

39. The structure of claim 38, wherein the flanges extend along the first region, the second region and the third region.

40. The structure of claim 38, wherein each pair of barbs is part of a cluster of four barbs, each cluster of four barbs comprising a pair of barbs extending from each of said flanges.

REMARKS

In the drawings, substitute Figures 2 and 3 are being submitted herewith under separate cover to the Draftsman. These figures are the same as Figures 2 and 3 that were originally submitted with the exception of added numerals and associated leader lines identifying elements that were already present in the Figures. Therefore, the changes to the drawings do not add new matter and entry thereof is earnestly solicited.

In the specification, a new paragraph has been inserted to provide antecedent basis for the terminology that has been used in new claims 31-35. As can be noted by the language in the newly added paragraph, no new matter is added to the specification by this amendment. In particular, it should be noted that the newly added paragraph refers to elements shown and labeled in the Figures. These elements are shown in the parent and present applications, and are referred to herein by common and well known terms including: "edge", "continuous", and "not continuous". Each of the elements referred to is clearly shown in the drawings and well understood in the art. Furthermore, the term "continuous" was recited on page 6, line 22 in the specification as originally filed. The concept of "not continuous" was in the application as originally filed also, as can be understood by the description of the "cutout" defining region 152 as described on page 6, line 10 and shown in the Figures. The newly added paragraph also refers to "stamped" and "sheared", which terms are supported by the original disclosure with regard to a manner of forming each of elements 220 and 230 as described in the paragraph beginning on page 7, line 14 with reference in Figure 4. Thus, the newly added paragraph does not add new matter, and it is earnestly solicited that this paragraph be entered.

Claims 3-5, 9, 12, and 16 remain in this application. Claims 1-2, 6-8, 19-20, 25-26, and 29 have been canceled by this amendment. Claims 10-11, 13-15, 17-18, 21-24, 27-28 and 30 were canceled previously. New claims 31-40 are submitted herewith for entry by the

Examiner. In particular, claims 31-35 are directed to specifics of the invention recited in terms of the newly added paragraph discussed above. All of the terminology of claims 31-35 is supported by the figures and specification as originally filed, as set forth in the remarks above. Hence, claims 31-40 do not add new matter. Therefore, entry of claims 31-35 is earnestly solicited. Claims 36-40 include recitation of varying scope similar to matter that was presented in the parent application. In particular, independent claims 36, 37, and 38 include limitations that were previously allowed in the parent application in combination with details directed to the previously non-elected invention of the parent application.

Examiner is invited to telephone David E. Allred (Reg. No. 47,254) if this would in any way advance the prosecution of the case. The fee for the application filed herewith was calculated after accounting for the above amendment. A check in the sum of \$42.00 is enclosed to cover the filing fee. If any additional fees are due as a result of this amendment, please deduct these fees from Schmeiser Olsen & Watts deposit account no. 19-0513. Please credit any over payment to the referenced account number.

Respectfully submitted,

Date: August 27, 2003

By David E. Allred
David E. Allred
Reg. No. 47,254

SCHMEISER, OLSEN & WATTS LLP
18 East University Drive, #101
Mesa, AZ 85201
(480) 655-0073